THE HONOURABLE SRI JUSTICE K.C. BHANU

W.P. No. 22065 of 2005

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Dated: 07.10.2005

Between:-

Nemuri Saayanna s/o late Balaraj Goud.

…Petitioner

And

The Commissioner of Police, Basheerbagh,

Hyderabad and another.

…Respondents

THE HONOURABLE SRI JUSTICE K.C. BHANU

W.P. NO. 22065 of 2005

O R D E R

The writ petition is filed seeking a writ of Mandamus to declare the inaction of the respondents in registering the F.I.R. pursuant to the complaint dated 30.03.2003 is arbitrary, illegal and unconstitutional.

The case of the petitioner is that he is in the business of Hotel Industry and in furtherance of his business he had taken loans from some creditors viz. Anil Singh, Sanjeet Singh and others and he also executed blank promissory notes and extended his signature on blank green papers and also gave cheques owing to his financial stress and that he had cleared all his loans and paid all the monies to his creditors and though he paid the entire money to his creditors he could not collect the blank documents signed by him as his creditors promised that they have kept the same at some place and they will forward the same very son and thereafter his creditors went on postponing the hand over of said documents. His brother N. Dayanand Goud without any knowledge and consent approached the said Inderjeet Singh and collected all the said blank documents and thereafter he misused all the documents and created fictitious transactions owing to some family disputes in their family and having vexed with the criminal activities of said Dayanand Goud, he gave a complaint on 30.03.2003 before the Station House Officer, Begumpet, Hyderabad and received acknowledgement on 31.03.2003 to that effect. He had visited the police station several times but not complaint was registered.

Appropriate decision has to be taken by the Station House Officer, Begumpet Police Station, on the complaint of the petitioner dated 30.03.2003. There is inaction on the part of the Station House Officer. If the complaint is not registered and not investigated, the second respondent is directed to take appropriate decision on the complaint of the petitioner dated 30.03.2003 in accordance with law.

Without entering into the merits of the case, I deem it appropriate to direct the first respondent to take appropriate decision on the complaint of the petitioner dated 30.03.2003 in accordance with law, if the complaint is not registered and investigated.

With the above direction, this writ petition is accordingly disposed of at the admission stage. No costs.

K.C. BHANU, J

7th October, 2005

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